

## Alicia Burgett

**From:** Celeste Creswell  
**Sent:** Wednesday, July 27, 2011 11:15 AM  
**To:** Clayton, Natalie; Eprova Team  
**Cc:** Chris Parker; Zac Greene; Laura Ashby; Alicia Burgett; Norton, Dwayne  
**Subject:** RE: Acella/Merck

Dear Natalie:

Thank you for returning my call this morning to further discuss the Reisetter report. Based on our conversation and my reading of the report, I understand that Dr. Reisetter's report in this case incorporates by reference his report in the Pamlab case but does not incorporate his report from the Sciele case.

Regards,

Celeste

**Celeste Creswell**  
**Miller & Martin PLLC**

Suite 1000, Volunteer Bldg.  
832 Georgia Avenue  
Chattanooga, TN 37402  
Phone (423) 785-8313  
Fax (423) 321-1553



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**From:** Clayton, Natalie [mailto:[Natalie.Clayton@alston.com](mailto:Natalie.Clayton@alston.com)]  
**Sent:** Tuesday, July 26, 2011 5:31 PM  
**To:** Celeste Creswell; Eprova Team  
**Cc:** Chris Parker; Zac Greene; Laura Gary; Alicia Burgett; Norton, Dwayne  
**Subject:** RE: Acella/Merck

Dear Celeste,

We will have a supplemental document production to you later this week. With respect to Mr. Hoffman's deposition, Chris had already requested that it be rescheduled to August 23rd, which we have agreed to. Please see the attached email.

Your request that we identify whether we will be calling Dr. Reisetter at trial is premature since our trial witness lists are not yet due. We, moreover, fully reserve our right to call Dr. Reisetter at trial as his testimony is not in conflict with our stipulation regarding the Pamlab products.

Regards,

11/7/2011



Natalie

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**From:** Celeste Creswell [mailto:[ccreswell@millermartin.com](mailto:ccreswell@millermartin.com)]  
**Sent:** Tuesday, July 26, 2011 3:00 PM  
**To:** Clayton, Natalie; Eprova Team  
**Cc:** Chris Parker; Zac Greene; Laura Gary; Alicia Burgett  
**Subject:** RE: Acella/Merck

Natalie,

Please let me know about the supplemental document production. Also, let me know if Mr. Hoffman has additional availability, preferably not on a Wednesday or Thursday, so I can work around a conflict.

Finally, given our stipulation regarding the Pamlab products, please let us know if you intend to offer testimony from Dr. Reisetter at trial.

Regards,

Celeste

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**From:** Celeste Creswell [mailto:[ccreswell@millermartin.com](mailto:ccreswell@millermartin.com)]  
**Sent:** Friday, July 15, 2011 4:21 PM  
**To:** Clayton, Natalie; Eprova Team  
**Cc:** Chris Parker; Zac Greene; Laura Gary; Alicia Burgett  
**Subject:** RE: Acella/Merck

Natalie,

We have reserved these dates on our calendar (August 4 for Mr. Poret) and will issue notices. Regarding documents, please refer to Request Nos. 30-31 of our First Request for Production of Documents.

Regards,

Celeste

**Celeste Creswell**  
**Miller & Martin PLLC**

11/7/2011

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**From:** Clayton, Natalie [mailto:[Natalie.Clayton@alston.com](mailto:Natalie.Clayton@alston.com)]  
**Sent:** Friday, July 15, 2011 11:28 AM  
**To:** Celeste Creswell; Eprova Team  
**Cc:** Chris Parker; Zac Greene; Laura Gary; Alicia Burgett  
**Subject:** RE: Acella/Merck

Dear Celeste,

Mr. Poret is available for deposition on August 3rd or 4th in New York City. Dr. Reisetter is available for deposition on August 17th in Memphis and Mr. Hoffman is available for deposition on August 18th in Pittsburgh.

With respect to documents, can you please clarify what documents specifically you are seeking.

Regards,  
Natalie

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**From:** Celeste Creswell [mailto:[ccreswell@millermartin.com](mailto:ccreswell@millermartin.com)]  
**Sent:** Friday, July 15, 2011 10:45 AM  
**To:** Eprova Team  
**Cc:** Chris Parker; Zac Greene; Laura Gary; Alicia Burgett  
**Subject:** Acella/Merck

Counsel:

Please provide available dates for the depositions of Messrs. Reisetter, Poret, and Hoffman. Also, please let us know when you will produce their documents.

Thank you.

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